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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

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BRANCH BANKING AND TRUST
COMPANY, a North Carolina banking
corporation,

Plaintiff,

vs.

JONES/WINDMILL, LLC, a Nevada limited
liability company, YOEL INY; NOAM
SCHWARTZ; YOEL INY, Trustee of the Y&T
INY FAMILY TRUST dated June 8, 1994;
NOAM SCHWARTZ, Trustee of the NOAM
SCHWARTZ TRUST dated August 19, 1999;
D.M.S.I., L.L.C., a Nevada limited liability
company; and DOES 1 through 10, inclusive,

Defendants.

CASE NO. 2:12-cv-00452-JCM-GWF

**STIPULATED ORDER TO VACATE JUDGMENT
AND TO DISMISS ACTION WITH PREJUDICE**

Plaintiff BRANCH BANKING AND TRUST COMPANY (“BB&T” or “Plaintiff”), by
and through its undersigned counsel of record, and Defendants JONES/WINDMILL, LLC,
YOEL INY, NOAM SCHWARTZ, YOEL INY as Trustee of the Y&T INY FAMILY TRUST
dated June 8, 1994, NOAM SCHWARTZ as Trustee of the NOAM SCHWARTZ TRUST dated
August 19, 1999, and D.M.S.I., L.L.C. (collectively “Defendants”), by and through their

undersigned counsel of record, hereby stipulate and agree to the entry of this Stipulated Order by this Court providing as follows:

1. The Judgment entered in this action in favor of BB&T and against Defendants on July 7, 2016 [ECF No. 169] in the amount of \$908,900.07 is hereby vacated;

2. The Judgment entered in this action in favor of BB&T and against Defendants on December 15, 2017 [ECF No. 204] awarding BB&T attorney fees in the amount of \$180,270.43 is hereby vacated;

3. All claims and counterclaims asserted in this action are hereby dismissed with prejudice; and

4. The parties shall each bear their own attorney fees and costs incurred in connection with this action.

IT IS SO STIPULATED.

DATED this 19th day of December, 2017.

HOLLAND & HART LLP

By /s/
JEREMY J. NORK, ESQ.
FRANK Z. LAFORGE, ESQ.
5441 Kietzke Lane, Second Floor
Reno, Nevada 89511

Attorneys for Plaintiff

DATED this 19th day of December, 2017.

KOLESAR & LEATHAM

By /s/
BART K. LARSEN, ESQ.
400 South Rampart Boulevard, Suite 400
Las Vegas, Nevada 89145

Attorneys for Defendants

IT IS SO ORDERED.


UNITED STATES DISTRICT JUDGE

DATED: December 22, 2017